

DECLARATION OF OIL AND GAS NOTICE

(Tax Map 15, Meade District, Marshall County, West Virginia)

The undersigned hereby declares:

(1) The undersigned is the owner (or lessee) of one or more coal seams or workable coal beds as those terms are defined in Section One, Article Six, Chapter Twenty-two (Section 22-6-1) of the Code of West Virginia.

(2) The coal seam(s) or workable coal bed(s) owned or leased partly or wholly by the undersigned lie(s) under the surface of lands described in Exhibit A attached hereto and made a part hereof.

(3) The undersigned desires to be given all notices of oil and gas operations provided by Sections Twelve, Thirteen, Fourteen, Twenty-three and Thirty-six of Article Six, Chapter Twenty-two (Sections 22-6-12; 22-6-13; 22-6-14; 22-6-23; and 22-6-36) of the Code of West Virginia, addressed as follows:

CONRHEIN COAL COMPANY

CONSOL PENNSYLVANIA COAL COMPANY LLC

RESERVE COAL PROPERTIES COMPANY

CONSOLIDATION COAL COMPANY

McELROY COAL COMPANY

CNX LAND RESOURCES INC.

C/O LEATHERWOOD, INC.  
1000 CONSOL ENERGY DRIVE  
CANONSBURG, PA 15317-6506

IN WITNESS WHEREOF, Conrhein Coal Company, a Pennsylvania corporation, has caused its corporate name to be subscribed hereto this 18 day of APRIL, 2011, by **William Gillenwater**, its Assistant Manager, by authority duly given.

Jan Pest  
MARSHALL County 09:13:39 AM  
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Additional \$6.00

CONRHEIN COAL COMPANY  
a Pennsylvania corporation:

By: 

Its: Assistant Manager

IN WITNESS WHEREOF, Consolidation Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 18 day of APRIL, 2011, by **William Gillenwater**, its **Vice President**, by authority duly given.

CONSOLIDATION COAL COMPANY

a Delaware corporation:

By: 

Its: Vice President

IN WITNESS WHEREOF, CONSOL Pennsylvania Coal Company LLC, a Delaware limited liability company, has caused its corporate name to be subscribed hereto this 18 day of APRIL, 2011, by **William Gillenwater**, its **Vice President**, by authority duly given.

CONSOL PENNSYLVANIA COAL COMPANY LLC

a Delaware limited liability company:

By: 

Its: Vice President

IN WITNESS WHEREOF, Reserve Coal Properties Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 18 day of APRIL, 2011, by **William Gillenwater**, its **Vice President**, by authority duly given.

RESERVE COAL PROPERTIES COMPANY

a Delaware corporation:

By: 

Its: Vice President

IN WITNESS WHEREOF, McElroy Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 18 day of APRIL, 2011, by **William Gillenwater**, its **Vice President**, by authority duly given.

MCELROY COAL COMPANY  
a Delaware corporation

By: *William Gillenwater*

Its: Vice President

IN WITNESS WHEREOF, CNX Land Resources Inc., a Delaware corporation, has caused its corporate name to be subscribed hereto this 18 day of APRIL, 2011, by **William Gillenwater**, its **Vice President**, by authority duly given.

CNX LAND RESOURCES INC.  
a Delaware corporation

By: *William Gillenwater*

Its: Vice President

**NOTE:** PLEASE PROPERLY INDEX THIS DOCUMENT (1) UNDER CONSOLIDATION COAL COMPANY, CONSOL PENNSYLVANIA COAL COMPANY, RESERVE COAL PROPERTIES COMPANY, CONRHEIN COAL COMPANY, MCELROY COAL COMPANY, AND CNX LAND RESOURCES INC. AS A GRANTOR, AND (2) UNDER THE NAMES OF EACH OF THE INDIVIDUAL SURFACE OWNER NAMES LISTED ON THE ATTACHED EXHIBIT A AS GRANTORS, ACCORDING TO LAST NAME AND/OR ENTITY NAME.

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF WASHINGTON

Before me, **JANE M. YOUNG**, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Assistant Manager** of CONRHEIN COAL COMPANY, a PENNSYLVANIA corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 18 day of APRIL, 2011.

(SEAL)

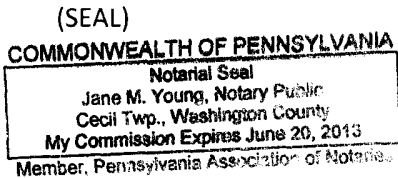
*Jane M. Young*  
Notary Public

COMMONWEALTH OF PENNSYLVANIA  
Notarial Seal  
Jane M. Young, Notary Public  
Cecil Twp., Washington County  
My Commission Expires June 20, 2013  
Member, Pennsylvania Association of Notaries

Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA  
 COUNTY OF **WASHINGTON**

Before me, **JANE M. YOUNG**, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of CONSOLIDATION COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 18 day of APRIL, 2011.

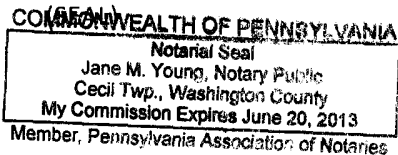


*Jane M. Young*  
 Notary Public

My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA  
 COUNTY OF **WASHINGTON**

Before me, **JANE M. YOUNG**, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of CONSOL PENNSYLVANIA COAL COMPANY LLC, a DELAWARE limited liability company, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 18 day of APRIL, 2011.

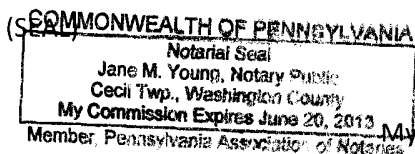


*Jane M. Young*  
 Notary Public

My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA  
 COUNTY OF **WASHINGTON**

Before me, **JANE M. YOUNG**, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of RESERVE COAL PROPERTIES COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 18 day of APRIL, 2011.



*Jane M. Young*  
 Notary Public

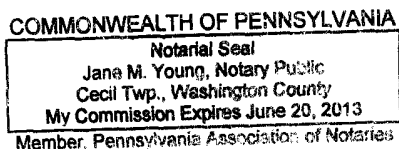
My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of MCELROY COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 18 day of APRIL, 2011.

(SEAL)



Jane M. Young  
Notary Public

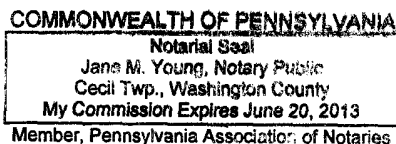
My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **William Gillenwater**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **Vice President** of CNX LAND RESOURCES INC., a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 18 day of APRIL, 2011.

(SEAL)



Jane M. Young  
Notary Public

My Commission expires \_\_\_\_\_

This Document Prepared By:

Andrew S. Graham

WV Bar No. 9664

Steptoe &amp; Johnson PLLC

1085 Van Voorhis Road

PO BOX 1616

Morgantown, WV 26507

(304) 598-8000

EXHIBIT A - SURFACE TRACTS (McELROY MINE)  
Tax Map 15, Meade District, Marshall County, West Virginia

Tax Map	Parcel	Last Name	First Name	Street Address	City	State	Zip	Assessment Description	Reference
15	1	Chapman	David P.	925 Broad Street	Washington	PA	15301	48.92 Nauvoo Ridge	Misc Bk 9/607
15	3	Van Dyne	Susan	RD 1 Box 15B	Glen Easton	WV	26039	167 Upper Bowman & O&G	Misc Bk 9/608
15	4	Koison	Robert Frank et al	RR 2 Box 297E	Moundsville	WV	26041	26.40 Fish Creek	DB 574/109
15	5	Byers	Richard W.	RD 5 Box 124B	Cameron	WV	26033	23 Fish Creek	DB 656/443
15	6	Consolidation Coal Company		1000 Consol Energy Drive	Canonsburg	PA	15317	59 Fish Creek	DB 592/94
15	7	Consolidation Coal Company		1000 Consol Energy Drive	Canonsburg	PA	15317	10 Fish Creek	DB 618/480
15	8	Andrich	Thomas Bernard	305 Tomlinson Avenue	Glendale	WV	26038	41.071 Fish Creek & O&G	WB 89/488
15	8.2	Andrich	Thomas Bernard	305 Tomlinson Avenue	Glendale	WV	26038	8 Fish Creek & O&G	WB 89/488
15	10	Tyler	William A. et al	RD 3 Box 359	Moundsville	WV	26041	7 Fish Creek	DB 609/341
15	11	Tyler	William A. et al	RD 3 Box 359	Moundsville	WV	26041	15 Fish Creek	DB 609/344
15	12	Byers	Richard W.	RD 5 Box 124B	Cameron	WV	26033	66 Fish Creek	DB 655/322
15	13	Miller	Mark Richard	RR 3 Box 1503	Bridgeport	WV	26330	26 Fish Creek	WB 73/481
15	14	Van Dyne	Susan	RD 1 Box 15B	Glen Easton	WV	26039	6 Fish Creek & O&G	DB 574/109
15	15	Davis	Leonard F. Sr. & Linda K.	RD 1 Box 186	Glen Easton	WV	26039	78 Fish Creek & O&G	DB 570/24
15	16	Stern	William Keith & Betty L.	RD 1 Box 19B	Glen Easton	WV	26039	50.13 A Fish Creek	DB 627/337
15	17	Mason	Dixie D. (Life), et al	RR 1 Box 18A	Glen Easton	WV	26039	20.36 A Fish Creek & O&G	DB 676/138
15	17.1	Mason	Robert Mathew	RR 1 Box 18A	Glen Easton	WV	26039	15 A Fish Creek & O&G	DB 631/446
15	18	McCoy	Charles Richard et ux	RD 1 Box 17A	Glen Easton	WV	26039	113.71 Fish Creek	DB 474/210
15	20	Hall	Richard N. (Life), et al	RR 5 Box 59	Moundsville	WV	26041	26.034 Fish Creek	DB 645/416
15	21	Hall	Richard N. (Life), et al	RR 5 Box 59	Moundsville	WV	26041	8.50 Fish Creek	DB 645/416
15	22	Hall	Richard N. (Life), et al	RR 5 Box 59	Moundsville	WV	26041	7 Fish Creek	DB 645/416
15	23	Byers	Richard W.	RD 5 Box 124B	Cameron	WV	26033	14 Fish Creek	DB 655/322
15	24	Myers	Wesley Jay et ux	RD 1 Box 190	Moundsville	WV	26033	11 A Fish Creek	DB 457/594
15	25	Church	Ralph (Life), et al	RD 2 Box 156	Proctor	WV	26055	18 Fish Creek	DB 610/280
15	26	Hill	Laura Lee	1028 Tomlinson Avenue	Moundsville	WV	26041	10.097 A Fish Creek	DB 645/519
15	29	McCoy	Charles Richard et ux	RD 1 Box 17A	Glen Easton	WV	26039	44.09 Fish Creek	DB 474/210
15	30	Janiszewski	Kathleen Ellen	RD 5 Box 132	Cameron	WV	26033	7 Fish Creek	DB 626/574
15	40	Berisford	Robert William	RD 5 Box 134B	Cameron	WV	26033	13.50 Parcel B Fish Creek	DB 622/54
15	40.1	Bartoszewick	Adam Walter	RR 5 Box 134A	Cameron	WV	26033	13.50 A Fish Creek	DB 621/401
15	43	McCabe	Phillip L.	312 10th Street	Glen Dale	WV	26038	11.716 Fish Creek	DB 656/557

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 18th day of April, 2011, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 2nd day of May, 2011, at 9:13 o'clock A.M.

TESTE: Jan Pest Clerk.